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 SAN FRANCISCO BAY AREA RAPID TRANSIT  
 DISTRICT

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO BAY AREA RAPID  
 TRANSIT DISTRICT,

Plaintiff,

vs.

GE TRANSPORTATION SYSTEMS  
 GLOBAL SIGNALING, LLC,

Defendant.

AND RELATED COUNTERCLAIM

Case No. C 06 3749 JSW

**STIPULATION AND [PROPOSED]  
 ORDER FOR EVIDENTIARY RULING RE  
 PARTY-PRODUCED DOCUMENTS AND  
 ESI**

Complaint Filed: June 13, 2006  
 Trial Date: February 22, 2010

1 Defendant and Counterclaimant GE TRANSPORTATION SYSTEMS GLOBAL  
 2 SIGNALING, LLC and Plaintiff and Counterdefendant SAN FRANCISCO BAY AREA RAPID  
 3 TRANSIT DISTRICT hereby stipulate, through counsel, that copies of documents and  
 4 electronically-stored information ("ESI") produced by one or both of the aforesaid parties are  
 5 authentic and satisfy the best evidence rule, and that sufficient foundations have been established  
 6 under Rule 803(6) of the Federal Rules of Evidence so as to except the documents and ESI from  
 7 the application of the hearsay rule.

8 The parties preserve their right to object to the admission into evidence of any such  
 9 documents and ESI on the ground of double-hearsay, and on any ground other than authenticity,  
 10 the best evidence rule or hearsay.

11 DATED: July 23, 2009

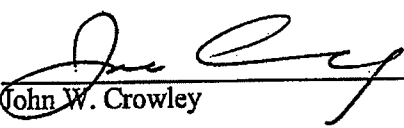
FARELLA BRAUN + MARTEL LLP

12  
 13 By:   
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15 Attorneys for Defendant and Counterclaimant  
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 17 GLOBAL SIGNALING, LLC

18 DATED: July 23, 2009

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 TRANSIT DISTRICT

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: July 27, 2009

  
HONORABLE JEFFREY S. WHITE  
United States District Judge